

AGENDA FOR TEXCOM MEETING
TRUST AND ESTATES SECTION, STATE BAR OF CALIFORNIA
SATURDAY, NOVEMBER 15, 2008, 9:30 A.M. – 3:30 P.M.
LAX MARRIOTT

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**I. WELCOME, REPORTS OF CHAIR AND SECTION ADMINISTRATOR
(15-20 Minutes)**

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| A. | Welcome | TONG |
| B. | Approval of Minutes of September 28, 2008 Meeting | TONG |
| C. | Report of the Chair, L'Auberge del Mar | TONG |
| D. | Report of the Vice Chair | HORTON |
| | 1. Finance Report | |
| E. | Report of the Section Liaison | ORLOFF |
| F. | Report from the Council of State Bar Sections | STERN |
| G. | Report from the Chair of the Nominating Committee | STERN |

**II. LEGISLATION REPORT AND DISCUSSION – CHAIR COREY/EHRMAN
(2 hrs, 20 minutes)**

A. REVIEW OF LEGISLATION (SEE LEGISLATIVE MATRIX)

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| 1. | Reorganization of the Legislation Workroom | COREY/EHRMAN |
| 2. | 2009 Proposals presented to the BOG | BERCOVITCH |
| | a) <i>T&E 2009-08 (Collection of Personal Property in Estate by Sister State Personal Representation without Ancillary Administration)</i> | |
| | b) <i>T&E 2009-09 (Trustee's Duty to Inform Beneficiaries: Clarification and Expansion)</i> | |
| | c) <i>T&E 2009-10 (Trustee Notification)</i> | |

B. OLD PROJECTS

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|----|---|-------------------|
| 1. | T&E 2007-02 (Preference Conformity) | SALLUS |
| 2. | 2006 Pro Per Project Comments | BERCOVITCH/HORTON |
| 3. | Professor English's Study of the Uniform Trust Code | STERN |
| 4. | Conservatorship Investments | STERN |
| 5. | AB 250 (Transfer on Death Deeds) – Discussion re presentation by Mary Pat Toups on January 10, 2008 | |

C. THE LEGISLATIVE PROCESS **BERCOVITCH & J. WADA**

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| 1. | Overview of the legislative process |
| 2. | Bills of others; purview |
| 3. | Affirmative legislative proposals |
| 4. | Forms |

COMMITTEE REPORTS

III. ETHICS - Chair MEG LODISE (2 Minutes)

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|----|--------------------------------------|--------|
| A. | ABA 1.14 & RULES Revision Commission | LODISE |
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- IV. INCAPACITY – Chair MEG LODISE (20 minutes)**
 - A. Professional Fiduciaries Bureau – developments LODISE
 - B. Probate Code section 1470 project BELTRAN

- V. CONSERVATORSHIP WORKING GROUP – Chair ED COREY (1 minute)**
 - A. Clean up legislation COREY

- VI. CLRC – Chair DAVID BAER (10 minutes)**
 - A. Care Custodian Project (Section 21350) HORTON
 - B. Attorney Client Privilege after Death
 - C. Clean up on No Contest Clause

- VII. MEMBERSHIP AND MARKETING – Chair BECKY SCHROFF (5 minutes)**
 - A. New Materials
 - B. Membership Count
 - C. Advertising in E-News
 - D. Clean up of out of date online courses

- VIII. INCOME AND TRANSFER TAX – Chair JEFF JAECH (2 minutes)**

- IX. NCCUSL - Chair NANCY HOWARD (5 minutes)**
 - A. Uniform Guardianship Law STERN
 - B. Report on TEXCOM – NCCUSL relationship HOWARD

- X. ESTATE PLANNING – Chair SIL REGGIARDO (35 minutes)**
 - A. Rule Against Perpetuities project
 - B. Statutory Power of Attorney HOWARD
 - 1. Probate Code 4462-4464 - legislative fix
 - 2. Adoption of Uniform Statutory Power of Attorney Law
 - C. Clean up of harmless error legislation (AB2248) REGGIARDO
 - D. Statutory will clean-up proposal

- XI. EDUCATING SENIORS – Chair MARC SALLUS (15 minutes)**
- A. Use of AMA Funds SALLUS
 - B. Status of Speakers Bureau Reorganization SALLUS
 - C. 2009 State Bar Annual Meeting Program SALLUS
- XII. CONFERENCE OF DELEGATES – Chair MARC SALLUS - NR**
- XIII. EADE – Co-chairs JOHN HARTOG and NEIL HORTON- NR**
- XIV. TECHNOLOGY – Chair DAVID GAW (2 minutes)**
- A. E-News GAW
 - B. Workroom tutorials HENDEN
 - C. Members webpage content review REGGIARDO
- XV. EDUCATION – Chair BART SCHENONE (5 minutes)**
- A. Report from Annual Meeting SCHENONE
 - B. SEI – January 16-18, 2009 SCHENONE
 - C. Stand Alone Programs SCHENONE
 - 1. Sophisticated Estate Planning – April 27, 2009
 - 2. Legal Specialization – date and location
 - 3. 2009 Roadshow – date and location
 - D. Your Legal Rights SCHROFF
 - 1. Speaking on program
 - 2. Programs for 2009
- XVI. QUARTERLY – Executive Director: PHIL HAYES; Editor: ANDY ZABRONSKY (2 minutes)**
- A. Fall issue
 - B. Winter issue deadlines
 - 1. Manuscripts – Nov. 1
 - 2. Alerts – Dec 1

XVII. LITIGATION – Chair DAVID BAER (5 minutes)

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| A. | New project: Evidentiary hearings for probate proceedings | SALLUS |
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XVIII. TRUST AND ESTATE ADMINISTRATION – Chair MARGARET HAND (15 minutes)

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| A. | Section 16350 Hasso v. Hasso project | SCHENONE |
| B. | Section 15403 & 15404 trust modification project | HAND |
| C. | Section 15804 project | HAND |
| D. | Increasing limits for summary proceedings | HAND |

XIX. NEW BUSINESS

XX. UPCOMING ATTRACTIONS

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| A. | TEXCOM MEETING - SFO WESTIN - JANUARY 10, 2009 |
| B. | SECTION EDUCATION INSTITUTE – CLAREMONT HOTEL – January 16-18, 2009 |